

Monday, November 4, 2019

Ms. Marlene H. Dortch
Secretary
Federal Communications Commission
445 12th St SW
Washington, DC 20554

RE: KIOF 97.9 FM / Las Vegas Public Radio and Dominant Small Business Issues
July 30, 2019 - Notice of Proposed Rulemaking on Improving Low Power FM Radio Service
(MB Docket No. 19-193/MB Docket No. 17-105)

We supply additional comments regarding the Corporation for Public Broadcasting which relates directly to the July 30, 2019 - Notice of Proposed Rulemaking on Improving Low Power FM Radio Service (MB Docket No. 19-193/MB Docket No. 17-105) at <https://docs.fcc.gov/public/attachments/FCC-19-74A1.pdf> in these very specific areas:

On Page 20 - Item #6, discussion was made regarding the Small Business Administration (SBA) ...LPFM stations are classified as radio broadcast stations. Business concerns included in this industry are those primarily engaged in broadcasting aural programs by radio to the public. The SBA defines a radio broadcast station as a small business if such station has no more than \$38.5 million in annual receipts.

On Page 20 and continued onto page 21 first paragraph - Item #7, discussion was made regarding the Small Business Administration (SBA) ...The same SBA definition of \$38.5 million in annual receipts applies to NCE FM stations. Radio stations that the Commission would consider commercial, as well as those it would consider NCE stations, are included in this industry.

On Page 21 - Item #8, discussion was made regarding ...An additional element of the definition of "small business" is that the entity not be dominant in its field of operation. We are unable at this time to define or quantify the criteria that would establish whether a specific radio station is dominant in its field of operation. Accordingly, the estimate of small businesses to which the proposed rules may apply does not exclude any radio station from the definition of a small business on this basis and therefore may be over-inclusive to that extent. Also, as noted, an additional element of the definition of "small business" is that the entity must be independently owned and operated. We note that it is difficult at times to assess these criteria in the context of media entities, and our estimates of small businesses to which they apply may be over-inclusive to this extent.

First off, we support the LP-250 power upgrade for stations to compete fairly in markets throughout the United States irrespective of what the National Association of Broadcasting ("NAB") lobbyists are serving up. The NAB has too much time on their hands all day instead of helping out their countrymen (instead of themselves) and supporting the rest of the country.

On October 20, 2019, Chairman Pai, FCC Chairman, Jessica Rosenworcel, FCC Commissioner, Geoffrey Starks, FCC Commissioner and Helen Mollick, Corporation for Public Broadcasting, Office Of Inspector General were notified for a status check on our own 4th year in a row new application filing since the last 3 applications in a row were denied as evident through the weaponization of policy by this quasi federal agency which appears to bow to the NAB wishes through all those bribes and payoffs that are flowing between your offices these days...

The Labor, Health and Human Services, Education, and Related Agencies H.R. 2740 includes the President's budget request proposal to eliminate the CPB and includes \$30 million for this purpose:
<https://appropriations.house.gov/news/press-releases/hr-2740-release-summary#Labor-HHS-Education>

This effort is related to how bias and racism has been found and written directly into the overall policies by this quasi-federal agency which was officially weaponized through direct targeting of organizations they disagree with over a number of years (similar to the IRS scandal with Lois Learner the country all saw a few years ago). This lack of fiduciary responsibility over a number of years to unite the whole country instead of dividing the country through bias and racism is seen in these key areas:

2019 Radio Community Service Grants
General Provisions and Eligibility Criteria
October 2018

<https://www.cpb.org/sites/default/files/stations/radio/generalprovisions/FY-2019-Radio-General-Provisions.pdf>

Page 31 of 35 GG. Minority Audience Service Station (MASS). The whole MASS criteria is written around racism. Why is this quasi-federal agency looking at broadcast stations as minorities when broadcast stations serve the general public of **all** races in communities even those who visit their community from other areas of the country who may be visitors of **all** races?

Page 32 of 35 NN. Sole Service. The whole Sole Service criteria is written around bias and does not represent the numbers being reported by the Small Business Administration.

In addition to their Single Station / MASS program policies, it is also a misleading agency of data they are feeding the American public which is a fraud upon the American people on all of their correspondence. The emails sent by this quasi-federal agency do not even match the amount of locally owned and operated television and radio stations serving the public in communities nationwide as being reported by the SBA over these past 20 years:

About CPB

The Corporation for Public Broadcasting, a private, nonprofit corporation created by Congress in 1967, is the steward of the federal government's investment in public broadcasting. **It helps support the operations of more than 1,500 locally owned and operated public television and radio stations nationwide.** CPB is also the largest single source of funding for research, technology and program development for public radio, television and related online services. For more information, visit cpb.org, follow us on Twitter @CPBmedia, Facebook and LinkedIn and subscribe for other updates.

With the Most Respect and Honor,

--

Gregory P. LaPorta
President/CEO
KIOF 97.9 FM / Las Vegas Public Radio Inc.
<http://www.lvpr.org>
Main: (702) 425-4088
Email: greg@lvpr.org